



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS O. DOI 1450 Alexandra, Vinginia 22313-1450 www.usptu.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/749,118

12/30/2003

Richard Lennox Boyd

NOR-012CP2 (286336-151)

23483 HALE AND DORR, LLP **60 STATE STREET** BOSTON, MA 02109



**CONFIRMATION NO. 3277 FORMALITIES LETTER** \*OC000000012673107\*

Date Mailed: 05/14/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

#### FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$854 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1304 for a Small Entity

	08/	26/2004	BSAYASI1 0000006	6 080219	10749118
<ul> <li>\$385 Statutory basic filing fee,</li> <li>\$65 Late oath or declaration Surcharge.</li> </ul>	02   03   04	FC:2001 FC:2051 FC:2203 FC:2201	385.00 DA 65.00 DA 145.00 DA 129.00 DA		
Total additional claim fee(s) for this application is \$854	05 1	FC:2202	414.00 Df	t	

\$215 for 5 independent claims over 3.

■ \$639 for 71 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts

**Commissioner for Patents** 

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

RASANTOS

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

August 25, 2004

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to re

FE	E TRAN	ISMITT	<b>'</b> AL
	for FY	2004	

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** 

AUG 2 5/2004

Signature

The room

(\$) 1,348.00

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Complete if Known			
Application Number	10/749,118		- 50
Filing Date	December 30, 200	3	* ***
First Named Inventor	Boyd		1
Examiner Name	ТВА		4
Art Unit	1645	TENTE TO SERVICE	
Attorney Docket No.	NOR-012CP2 and	286336.151	d

Check Credit card Money Other None Order    Deposit Account Number Deposit Number Number Number Deposit Number Num	METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)		
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Account Number   105-1219   1051 130   1052 50   2052 25   Surcharge - late filing fee or coath   1050 50   2052 25   2052	Denocit	I C Describuon		
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Name   The Director is authorized to: (check all that apply)   1905   130   1053   130   130   130   1205   130   1	Deposit			
The Urector is authorized to: (check air that apply)   Total Claims   Fee		5. 数额通用的数据 1. 数 1.		
Charge resist indicated below. except for the filling fee to the above-identified deposit account.    Substitute   Substit		사 編集하는 한 사람들은 내가 들은 한 화를 하는 것 같아. 그는 사람들은 한 경우 전 경우를 가는 아무지 하는 지수 바이트 수 있다. 그는 내가 지원 및 환경 수 있다.		
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Charge feels) indicated below, except for the filing fee to the above-identified deposit account.   1505 1,840*   1805 1,840*		Examiner action		
1. BASIC FILING FEE   Carge Entity   Small Entity   Fee		1805 1,840* 1805 1,840* Requesting publication of SIR-after		
1. BASIC FILING FEE   1252	FEE CALCULATION	1251 110 2251 55 Extension for reply within first month		
125   950   2255   475   Extension for reply within florid month   1254   1,480   2254   740   Extension for reply within florid month   1254   1,480   2254   740   Extension for reply within florid month   1255   2,010   2255   1,005   Extension for reply within florid month   1255   2,010   2255   1,005   Extension for reply within florid month   1255   2,010   2255   1,005   Extension for reply within florid month   1255   2,010   2255   1,005   Extension for reply within florid month   1255   2,010   2401   165   Notice of Appeal   1402   330   2402   165   Filing a brief in support of an appeal   1402   330   2402   165   Filing a brief in support of an appeal   1402   330   2403   145   Request for oral hearing   1451   1,510   1,510		1252 420 2252 210 Extension for reply within second month		
Code (\$)   Code (\$)	Large Entity Small Entity	1253 950 2253 475 Extension for reply within third month		
1001   770   2001   385   Utility filing fee   385.00   1401   330   2401   165   Notice of Appeal   1402   330   2402   165   Filing a brief in support of an appeal   1402   330   2402   165   Hilling spec   1403   2403   145   Request for oral hearing   1405   1451   1,510   Petition to institute a public use proceeding   1451   1,510   1451   1,510   Petition to revive - unavoidable   1452   110   2452   55   Petition to revive - unavoidable   1452   110   2452   55   Petition to revive - unavoidable   1453   1,330   2501   665   Petition to revive - unavoidable   1453   1,330   2501   665   Utility issue fee (or reissue)   1452   1503   640   2503   320   Plant issue fee   1503   1460   130   Petitions to the Commissioner   1465   1303   1460   130   Petitions to the Commissioner   1465   130   1460		- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1		
1002   340   2002   170   Design filing fee   1003   530   2003   265   Plant filing fee   1004   770   2004   385   Reissue filing fee   1005   160   2005   80   Provisional filing fee   1403   290   2403   145   Request for oral hearing   1451   1,510   1,51	1001 770 2001 385 Litility filing fee	1255 2.010   2255 1.005 Extension for reply within fifth months		
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2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1005 160 2005 80 Provisional filing fee	1451 1,510 1451 1,510 Petition to institute a public use proceeding		
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Total Claims 66 -20** = 46 X 9 = 414   1503 640 2503 320 Plant issue fee   1460 130 Petitions to the Commissioner   145	Fee from	1501 1,330 2501 665 Utility issue fee (or reissue)		
Independent 6 - 3** = 3				
Multiple Dependent    145   145   145   145   145   1807   50   1807   50   Processing fee under 37 CFR   17(q)		1503 640 2503 320 Plant issue fee		
Large Entity   Small Entity   Small Entity   Fee	Claims			
Fee Fee Fee Fee Fee Fee Pee Fee Pee Fee Pee Fee Pee P		를 가락하게 하면 하다는 다른 사람들은 보다 보고 있는 것은 사람들이 되었다. 그런 말림픽리를 보고 있다. (Belling and Articles) (Bellin		
1202 18 2202 9 Claims in excess of 20 1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))  1203 290 2203 145 Multiple dependent claims in excess of 3 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) 2801 385 Request for Continued Examination (RCE)  1205 18 2205 9 **Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$) 688.00 (\$) 688.00 **Periodical invention (RCE) (\$) 688.00 (\$) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 275.00 (Complete (# applicable))		1806 180 1806 180 Submission of Information Disclosure Stmt		
1201 86 2201 43 Independent claims in excess of 3  1203 290 2203 145 Multiple dependent claims, if not paid 2204 86 2204 43 **Reissue independent claims over original patent over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 9 **Reissue claims in excess of 20 and over original patent 2205 90 Request for expedited examination of a design application 2205 90 **Reduced by Basic Filing Fee Paid 3205 **Reduced by Basic Filing Fee Paid 3205 **Reduced by Basic Filing Fee Paid 3205 ***Complete (if applicable) ***Complete (if applicable)		8021 40 8021 40 Recording each patent assignment per property (times number of properties)		
1203 290 2203 145 Multiple dependent claim, if not paid 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) over original patent 1801 770 2801 385 Request for Continued Examination (RCE) 1802 900 Request for expedited examination of a design application  SUBTOTAL (2) (\$) 688.00  **or number previously paid, if greater, For Reissues, see above  SUBMITTED BY  (Complete (if applicable))				
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over original patent  1801 770   1801 385 Request for Continued Examination (RCE)  1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent  SUBTOTAL (2) (\$) 688.00  **or number previously paid, if greater, For Reissues, see above  SUBMITTED BY  1801 770   1802 900   1802 900   Request for expedited examination of a design application  Other fee (specify)  *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 275.00  (Complete (if applicable))		examined (37 CFR 1.129(b))		
and over original patent  SUBTOTAL (2) (\$) 688.00  **or number previously paid, if greater, For Reissues, see above  SUBMITTED BY  Other fee (specify)  *Reduced by Basic Filing Fee Paid  SUBTOTAL (3) (\$) 275.00  (Complete (if applicable))		1801 770 2801 385 Request for Continued Examination (RCE)		
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**or number previously paid, if greater, For Reissues, see above  SUBMITTED BY  *Reduced by Basic Filing Fee Paid  SUBTOTAL (3) (\$) 275.00  (Complete (if applicable))				
SUBMITTED BY (Complete (if applicable))	The state of the s	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 275.00		
Name (Print/Type) Ann-Louise Kerner, Ph.D. Registration No. 33.523 Telephone 617-526-6000		Pagistration No.		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

(Attomey/Agent)



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket Nos. NOR-012CP2 and 286336.151)

	, (Altorney Docker 1105) 2	
In re Ap	plication of: Boyd	) Examiner: TBA
Serial N	o: 10/749,118	) Art Unit: 1645 )
Filed:	December 30, 2003	)
For: NORMALIZATION OF DEFECTIVE T CELL RESPONSIVENESS THROUGH MANIPULATION OF THYMIC REGENERATION		
**************************************		
I hereby certify that the attached papers are being deposited with the United States Postal Service as Express Mail (Label No. EV507048925US) under 37 C.F.R. § 1.10 addressed to: MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:    O8/25/2004		
Comm	STOP MISSING PARTS issioner for Patents	

P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION Filed Under 37 C.F.R. 1.53(b)

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application, mailed May 14, 2004, Applicant submits the following documents for filing in the above-referenced patent application:

- Copy of the Notice to File Missing Parts of Nonprovisional Application, mailed May 14, 1. 2004;
- Executed Declaration and Power of Attorney; 2.
- Payment of \$65.00 Late Declaration Surcharge (deposit account authorization on page 2); 3.
- Payment of \$385.00 Basic Filing Fee (deposit account authorization on page 2); 4.
- Copy of Preliminary Amendment as Filed on August 13, 2004 (as evidence of amended 5. claims fees - see items 6 and 7 below);
- Payment of \$129.00 Excess Independent Claims Fee (deposit account authorization on page 6.
- Payment of \$414.00 Excess Total Claims Fee (deposit account authorization on page 2); 7.
- Payment of \$145.00 Multiple Dependent Claim Surcharge (deposit account authorization on 8. page 2);

Response to Notice to File Missing Parts Appln. No. 10/749,118 Page 2

- 9. Request for Two Months' Extension of Time Under 37 C.F.R. §1.136(a);
- 10. Payment of \$210.00 Extension Fee (deposit account authorization below);
- 11. Fee Calculation Sheet (Form PTO/SB/17);
- 12. Certificate of Express Mailing; and
- 13. Return Postcard.

The Notice to File Missing Parts states that there are 5 independent claims over 3 and that there are 71 total claims over 20. Applicant has enclosed a copy of the Preliminary Amendment as filed on August 13, 2004 (see item number 5 above) and has calculated the claims fees due according to the amended claims (3 independent claims over 3 and 46 total claims over 20).

The fees identified in item numbers 3, 4, 6, 7, 8 and 10 of this Response are to be charged to Deposit Account No. 08-0219. Please also charge any additional fees that might be due to Deposit Account No. 08-0219.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

Date: 0 U J U J WILMER CUTLER PICKERING

HALE AND DORR LLP

60 State Street Boston, MA 02109 (617) 526-6000

(617) 526-5000 (Facsimile)

Ann-Louise Kerner, Ph.D.

Reg. No. 33,523

Attorney/Agent for Applicant